

DELEGATE JAMES (presiding): Delegate Marion.

DELEGATE MARION: I wonder if I might address another question to Delegate Boyer, please, sir.

DELEGATE JAMES (presiding): Does Delegate Boyer yield?

DELEGATE BOYER: Gladly.

DELEGATE MARION: Delegate Boyer, I was one concerned about this entire sentence when we went over this in the Committee on Style, and I am particularly bothered by the word "proposal," where we speak of something in a different context from "amendment" in this last sentence.

I wonder this: if the sentence reads the way it originally came from your Committee as the Needle amendment would change it if adopted right now, would that carry about it the command of section 10.02 that an amendment to the constitution proposed by a constitutional convention must be proposed by the affirmative vote of a majority of all of the members of that convention?

In other words, is "proposal recommended for changing the constitution" in section 10.03 the same as "amendment" in section 10.02, so that it is proposed only by silent on the manner in which any proposal is to be submitted to the voters by that constitutional convention, and the majority vote which it would take to accomplish that purpose?

DELEGATE JAMES (presiding): Delegate Boyer.

DELEGATE BOYER: I can see where perhaps Delegate Marion and others are confused about this.

Section 10.02 merely is a method of amending the constitution. Section 10.03 deals with the calling of a constitutional convention.

I think the best example I can give you, probably, is what we are doing here. We have made some proposals. We have offered some resolutions. We have made amendments. And I think that the proposal referred to in line 47 of section 10.03 is broader than a mere amendment to the constitution.

When we are calling the constitutional convention, there are many things that could happen, more than just an amendment, and any proposal recommended by the convention for changing the constitu-

tion can be adopted; but "proposal" is broader than the actual technical word "amendment" that is referred to in 10.02.

DELEGATE JAMES (presiding): Delegate Marion.

DELEGATE MARION: Perhaps you can tell me, then, or give me one illustration of a proposal for changing the constitution. This is not just a proposal adopted by the convention, but a proposal for changing the constitution, which is not in fact an amendment to the constitution.

DELEGATE JAMES (presiding): Delegate Boyer.

DELEGATE BOYER: One thing that comes to my mind is, I believe, Resolution 17 introduced by Delegate Wheatley, which calls for the submission to the voters of the present constitution we are working on in a severable part. What force and effect a resolution has more than an amendment that we might propose in this Convention, I am not at liberty to tell you; but this is one example that comes to my mind of a resolution that might have the force of an amendment, but yet it is not technically an amendment.

DELEGATE JAMES (presiding): I am afraid Delegate Boyer has run out of time, Delegate Marion.

Is there any further discussion?

*(There was no response.)*

The question arises upon the adoption of Amendment No. 2, offered by Delegates Needle and Winslow.

*(Whereupon, a roll call vote was taken.)*

The Clerk will record the vote.

For what purpose does Delegate Boileau rise?

DELEGATE BOILEAU: May I be recorded as voting Aye? My key is not working.

DELEGATE JAMES (presiding): Delegate Boileau votes Aye.

Has everyone recorded his vote?

The Clerk will record the vote.

There being 68 votes in the affirmative and 29 in the negative, the amendment is adopted.

Are there any further amendments to section 10.03 on style?

The Chair hearing none, we will proceed to section 10.04, Effective Date of the Constitution.